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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

INCOME TAX APPEAL (L) NO. 1215 OF 2004
WITH
NOTICE OF MOTION NO. 3022 OF 2004

The Commissioner of Income Tax ... Appellant

Versus

Shri. N.K. Patel ... Respondent

Mr. A. Kotangale for Appellant.

Ms.Arifa Khan for Respondent.

**CORAM: F.I. REBELLO &**
**J.P.DEVADHAR, JJ.**
**DATED: JULY 31, 2007**

**P.C.:**

. On instructions, on account of a Circular from C.B.D.T., the learned counsel seeks leave to withdraw the Appeal. Appeal and Motion dismissed as withdrawn. Refund of court fees as per rules. Certified copy expedited.

**(J.P.DEVADHAR, J.)** **(F.I.REBELLO, J.)**